

REMARKS/ARGUMENTS:

Applicant thanks the Examiner for his attention to the application. Applicant has amended Paragraph [0007] and deleted Paragraph [0009] to remove the objectionable references to the claims. Applicant notes the Examiner's indication that Applicant has failed the claim priority. Applicant refers the Examiner to the Application Data Sheet in which the priority claim appears.

Applicant has addressed the lack of antecedent basis for "the window panes" in amended Claim 1.

All of the claims are rejected as anticipated by Kaye et al US 6,409,251. Applicant notes that as originally filed, Claim 1 included the limitation that the fastener section comprises a retaining segment which is pivotal from a first position to a second position for fastening the trim strip. This segment, shown at 23 in Fig. 3, is not present in Kaye, and accordingly, Applicant respectfully submits that the claim as originally presented was not anticipated. Nonetheless, Applicant has amended Claim 1 to even more particularly point out and distinctly claim the invention. As now claimed, in relevant part, the fastener section further comprises a retaining segment pivotable from a first position to a second position against the effect of a restoring force, the retaining segment defining the second contact surface area, and further that the retaining segment is configured to be pivotable by the second hook section from the first position into the second position when latching the first hook section to the first contact surface area.

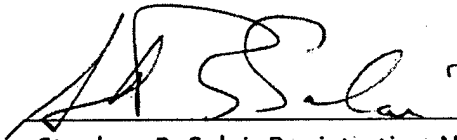
Applicant respectfully submits that nothing in Kaye shows or suggests this arrangement. Instead, in Kaye, it is the trim strip, not the fastener section, that deforms to accomplish the locking function.

Nothing in Kaye suggests that any portion of the retaining segment is pivotable from a first position to a second position against the effect of a restoring force. In fact, the opposite appears to be the case, that is, the elongated legs 92 and 94 of the trim strip seem more likely to be resilient though Applicant sees no mention of this in Kaye.

Each of the rejections having been overcome, reconsideration and favorable action are requested.

Respectfully submitted,

Dated: October 29, 2008

A handwritten signature in dark ink, appearing to read "S. Salai", is written over a horizontal line.

Stephen B. Salai, Registration No. 26,990
Harter Secrest & Emery LLP
1600 Bausch & Lomb Place
Rochester, New York 14604
Telephone: 585-232-6500
Fax: 585-232-2152